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PAGE 01/16

DEC 08 2005

REQUEST FOR **CONTINUED EXAMINATION (RCE)**

Filing Date:

10/660,181

First Named Inventor.

Application Number:

September 11, 2003 Festa, et al.

Group Art Unit:

2636

Examiner Name:

George A. Bugg

Attorney Docket Number: 142429

See The American Inventors Protection Act of 1999 (AIPA)

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000.

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

CUSTOMER NO .:

27,623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

| a. Previously submitted Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on | 1. | Subr | nission re | <u>quired under 37 C.F.R. § 1.114</u> |
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| referred to above will be entered). Consider the arguments in the Appeal Brief or Reply Brief previously filed filed on | | | | |
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| Attorney for Applicant(s) Registration No. 31,019 Ohlandt, Greeley, Ruggiero & Perle, L.L.P. One Landmark Square, 10 th Floor Stamford, Connecticut 06901-2682 Telephone: (203) 327-4500 Telefax: (203) 327 6401 CERTIFICATE OF TRANSMISSION I HEREBY CERTIFY THAT THIS CORRESPONDENCE, 16 PPS., IS BEING FACSIMILE TRANSMITTED TO THE FACSIMILE NUMBER 571-273-8300, c/o MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON December 8, 2005 Joanne A. Romaniello August 2 Communes 12/8/05 | | | | |
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| ALEXANDRIA, VA 22313-1450, ON <u>December 8, 2005</u> . Joanne A. Romaniello <u>Joanne A. Romaniello</u> 12/8/05 | I HE | REBY CE | ERTIFY TH | HAT THIS CORRESPONDENCE, 16 PPS., IS BEING FACSIMILE TRANSMITTED TO THE |
| Joanne A. Romaniello Janus Q Kamanese 12/8/05 | ALEV | NUDDIA | 10MBER \$ | 2/1-2/3-6300, C/O MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, |
| | ALEX | ANURIA, | VA 2231 | |
| | Jos | nne A. R | omaniello | Coares O Komanical 12/8/05 |
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PAGE 02/16

DEC 0 8 2005

REQUEST FOR

CONTINUED EXAMINATION (RCE)

Subsection (b) of 35 U.S.C. § 132, affective on May 29, 2000, Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number:

Filing Date:

10/660,181

September 11, 2003

First Named Inventor.

Festa, et al.

Group Art Unit:

2636

Examiner Name:

George A. Bugg

Attorney Docket Number: 142429

CUSTOMER NO.:

27,623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

| 1. | Submission required under 37 C.F.R. § 1.114 | | | | | |
|---------|--|---|--|--|--|--|
| | a. | Previously submitted | | | | |
| 1 | | i Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed | | | | |
| l | | On(any unentered amendment(s) | | | | |
| | | referred to above will be entered). | | | | |
| | | ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed | | | | |
| | | filed on | | | | |
| | | iii Other | | | | |
| | b. | XXXXX Enclosed | | | | |
| | | i. XXXXX Amendment/Reply with transmittal | | | | |
| | | ii. Affidavit(s)/Declaration(s) | | | | |
| | | iii. Information Disclosure Statement (IDS) and PTO-1449 | | | | |
| | | iv. Other | | | | |
| 2. | Misce | Illaneous | | | | |
| | a. | Suspension of action on the above-identified application is requested under 37 | | | | |
| | | | | | | |
| | | C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required) | | | | |
| | b. | Other | | | | |
| 3. | Fees | The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filled. | | | | |
| | a. | The Director is hereby authorized to charge fee of \$990.00 (RCE fee, \$790 and | | | | |
| | . . | the independent claim fee of \$200 and any deficiency in fees, or credit any | | | | |
| | | overpayments to Deposit Account No. 01-0467. A duplicate of this sheet is | | | | |
| | | enclosed. | | | | |
| | | i. <u> </u> | | | | |
| | | ii. Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17) | | | | |
| | | iii Other | | | | |
| | | III. Otriei | | | | |
| | | \mathcal{A} | | | | |
| Dece | mber 8, | 2005 Ye M) M | | | | |
| Date of | | | | | | |
| | Olg. Id. | Attorney for Applicant(s) | | | | |
| | | Registration No. 31,019 | | | | |
| | | Ohlandt, Greeley, Ruggiero & Perle, L.L.P. | | | | |
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| FACSII | FACSIMILE NUMBER 571-273-8300, c/o MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, | | | | | |

Joanne A. Romaniello

ALEXANDRIA, VA 22313-1450, ON <u>December 8, 2005</u>.

Joanne Q Komanucce